

600-1-081CONCIPI

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application : Daniel Hawiger, et al.

Serial No. : 10/800,023

Filed : March 12, 2004

For : **ENHANCED ANTIGEN DELIVERY AND MODULATION  
OF THE IMMUNE RESPONSE THEREFROM****PETITION TO THE COMMISSIONER UNDER 37 C.F.R. 1.181 TO CORRECT  
INCORRECTLY ENTERED DATE-IN FOR APPLICATION**

VIA FACSIMILE (703) 746-9195

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

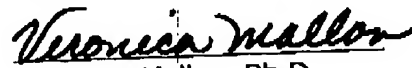
Applicant hereby petitions the Commissioner to correct the filing date recorded for the above-identified application under 37 C.F.R. §1.10(d). On May 3, 2004 applicant's representative received a "Notice to file Missing Parts of Nonprovisional Application". The filing date on said document was March 14, 2004. However, the application was filed by Express Mail on March 12, 2004. Therefore, applicant respectfully requests that the filing date be changed from March 14, 2004 to March 12, 2004.

Applicant's undersigned representative filed the subject application at the U.S. Post Office by Express Mail on March 12, 2004. A Postal Service employee, Dora Cancio, affixed the Post Office stamp dated March 12, 2004, however she inadvertently wrote in an incorrect date of March 14, 2004 (copy attached). As evidence, attached is a United States Postal Service Express Mail Shipping Center Track and Confirm letter from the Post Office tracking Express Mail package EV226647509US showing receipt of said Express Mail at the River Edge office on March 12, 2004.

As required by 37 C.F.R. §1.10(d), this petition is being filed promptly and Applicant therefore respectfully petitions the Commissioner to change the filing date for the subject application from March 14, 2004 to the correct date, March 12, 2004.

Inasmuch as it is believed that the error necessitating the filing of this Petition is due to the personnel of the U.S.P.T.O. for failure to acknowledge the United States Postal Service's official date stamp, if a fee is required in connection with this Petition, authorization is hereby given to charge Deposit Account No. 11-1153 for such fee.

Respectfully submitted,



Veronica Mallon, Ph.D.

Agent for Applicant

Reg. No. 52,491

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August 19, 2004

USPS - Track &amp; Confirm

Page of 1



## Track & Confirm

### Shipment Details

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Here is what happened earlier:

- ARRIVAL AT PICK-UP-POINT, March 13, 2004, 6:29 am, ALEXANDRIA, VA 22313
- ARRIVAL AT UNIT, March 13, 2004, 6:09 am, DULLES, VA 20102
- ACCEPTANCE, March 12, 2004, 4:36 pm, RIVER EDGE, NJ 07661

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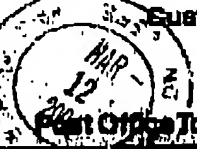
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 EV 226647509 US		 <b>EXPRESS MAIL</b> UNITED STATES POSTAL SERVICE		Customer Copy Last 11-F June 2002 	
<b>DELIVERY ADDRESS</b> 07661 514104 4.36 14		<b>POSTAGE &amp; FEES</b> Flat Rate Envelope Postage \$17.85 Return Receipt Fee CDD Fee Insurance Fee Total Postage & Fees \$17.85		<b>DELIVERY ADDRESS</b> Mr. Day Delivery Address Time Employee Signature Employee ID Employee Title	
<b>FROM: (PLEASE PRINT)</b> KLAUBER & JACKSON 411 HACKENSACK AVE FL 4 HACKENSACK NJ 07601-6373 DJJ/VH		<b>TO: (PLEASE PRINT)</b> Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		<b>FOR PICKUP OR TRACKING CALL 1 800 222 1811</b>	